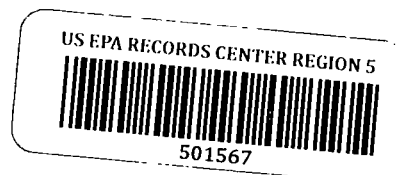




UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, DC 20460



January 19, 1989

THE ADMINISTRATIVE
LAW JUDGES

RECEIVED
JAN 23 1989
OFFICE OF REGIONAL COUNSEL
U.S. EPA, REGION V

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Stuart P. Hersh, Esq.
Office of Regional Counsel
U.S. Environmental Protection
Agency - Region V
230 South Dearborn Street
Chicago, IL 60604

James F. Allen, Esq.
Squire, Sanders & Dempsey
155 East Broad Street
Columbus, OH 43215

In Re: GRANVILLE SOLVENTS, INC.,
Docket No.: V-W-89-R-01

Counselors:

The above-entitled matter under § 3008 of the Solid Waste Disposal Act (42 U.S.C. § 6901 et seq.) has been forwarded to this office pursuant to § 22.21(a) of the Consolidated Rules of Practice issued under the Act (40 C.F.R. 22, April 9, 1980), and the undersigned has been designated to conduct the proceeding.

Section 22.18 of such Consolidated Rules of Practice expresses a policy encouraging settlements and you may be attempting to reach such an agreement. Counsel for Complainant is directed to file by February 7, 1989, a statement with respect to whether or not a settlement has been reached or the status of such negotiations.

If the case is not settled by that date, the undersigned proposes to accomplish the purposes of a pre-hearing conference provided by § 22.19 of the Consolidated Rules through recourse to correspondence as permitted by subparagraph (e) thereof.

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Accordingly, it is directed that the following pre-hearing exchange take place:

By Complainant and Respondent:

1. As required by § 22.19(b) of the Consolidated Rules of Practice, submit a list of witnesses intended to be called at the hearing with a brief narrative summary of their expected testimony and copies of all documents and exhibits intended to be introduced into evidence. The proposed exhibits should be marked "Complainant Ex. 1", etc., and "Respondent Ex. 1", etc., as appropriate.

2. Views as to the place of the hearing with the basis for such views. (See §§ 22.21(d) and 22.19(d) of the Consolidated Rules of Practice.)

To the extent not covered by the foregoing, should also be submitted:

By Complainant:

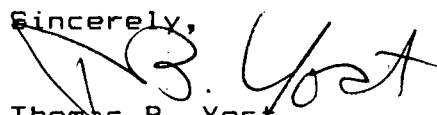
1. Specific method of determination of the proposed penalty.

2. With respect to the amount of the proposed civil penalty, views as to the seriousness of the violation and any good faith efforts to comply with the applicable requirements.

Responses to the above should be made no later than February 21, 1989. The parties will then have until March 7, 1989, to reply to statements or allegations of the other contained in the responses to this letter. The original of the responses and replies shall be sent to the Regional Hearing Clerk, and copies, with any attachments, shall be sent to the opposing party and to this office.

Upon receipt of the requested responses and replies, consideration will be given to whether further correspondence, pursuant to § 22.19(e) of the Consolidated Rules of Practice, is desirable or whether the matter will be scheduled for hearing.

Sincerely,


Thomas B. Yost
Administrative Law Judge

CERTIFICATE OF SERVICE

I, hereby certify that the original of the foregoing was served on the Regional Hearing Clerk, Region V* (service by first class U.S. mail); and that true and correct copies were served on Complainant and Respondent (service by certified mail - return receipt requested). Dated in Atlanta, Georgia this 19th day of

January 1989.

Marsha P. Dryden

Marsha P. Dryden
Legal Technician

HONORABLE THOMAS B. YOST
U.S. ENVIRONMENTAL PROTECTION AGENCY
345 COURTLAND STREET, N.E.
ATLANTA, GEORGIA 30365

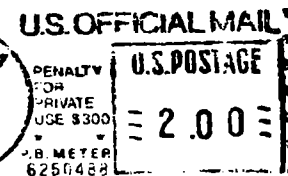
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UNITED STATES
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ATLANTA, GEORGIA 30365

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE. \$300



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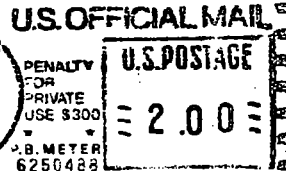
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